



RCE/2615

PATENT
ATTORNEY DOCKET NO. 041465-5061

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of)

Tadashi NOGUCHI *et al.*)

Application No.: 09/266,780)

Filed: March 12, 1999)

For: INFORMATION RECORDING)
APPARATUS, INFORMATION)
RECORDING AND REPRODUCING)
APPARATUS AND RECORD MEDIUM)

Mail Stop RCE

Confirmation No.: 6235

Group Art Unit: 2615

Examiner: C. Onuaku

Commissioner for Patents
U.S. Patent and Trademark Office
220 20th Street South
Customer Window, Mail Stop RCE
Crystal Plaza Two, Lobby, Room 1B03
Arlington, VA 22202

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JUN 24 2004

Technology Center 2600

Sir:

REQUEST FOR CONTINUED EXAMINATION (RCE) TRANSMITTAL

This is a Request for Continued Examination (RCE) under 37 C.F.R. § 1.114 of the above-identified application.

1. Submission required under 37 C.F.R. § 1.114

- ☐ Previously submitted:
- ☐ Please consider the amendment(s)/reply under 37 C.F.R. § 1.116 previously filed on _____ (Any unentered amendment(s) referred to above will be entered).
- ☐ Please consider the arguments in the Appeal Brief or Reply Brief previously filed on _____.

- ☒ Enclosed:
- ☐ Supplemental Reply
- ☐ Affidavit(s)/Declaration(s)
- ☐ Information Disclosure Statement
- ☐ Form 1449
- ☒ Other: Preliminary Amendment filed with RCE under 37 C.F.R. § 1.114

06/23/2004 CNGUYEN 00000002 500310 09266780

01 FC:1801 770.00 DA
02 FC:1253 950.00 DA

2. Miscellaneous

☐ Suspension of action on the above-identified application is requested under 37 C.F.R. § 1.103(c) for a period of _____ months. (Period of suspension shall not exceed 3 months; Fee under 37 C.F.R. § 1.17(i) required)

☐ Other: _____.

3. Fees Calculation

(a) RCE Fee required under 37 C.F.R. § 1.17(e)

☒ \$770.00

☐ \$385.00 (for small entity)

(b) Additional Claims

CLAIMS AS AMENDED						
	Claims Remaining After Amendment		Highest No. Previously Paid	Present Extra	at Rate of	Total Fees
Total Claims (37 C.F.R. §1.16(c))	6	minus	20	0	x \$18 each =	+ \$.00
Independent Claims (37 C.F.R. §1.16(b))	2	minus	4	0	x \$86 each =	+ \$00
[] First presentation of Multiple dependent claim(s)					\$290.00	+ \$0.00
SUB-TOTAL =						\$.00
Reduction by ½ for filing by a small entity						- \$0.00
TOTAL FEE =						\$.00

(c) Extension of Time

- ☐ Applicants believe that no extension of time is required. However, this conditional petition is being made to provide for the possibility that Applicants have inadvertently overlooked the need for a petition and fee for extension of time.
- ☒ Applicants petition for an extension of time, the fees for which are set out in 37 C.F.R. § 1.17(a), for the total number of months checked below.

<u>Total Months Requested</u>	<u>Fee for Extension</u>	<u>Fee for Small Entity</u>
<input type="checkbox"/> one month	\$ 110.00	\$ 55.00
<input type="checkbox"/> two months	\$ 420.00	\$210.00
<input checked="" type="checkbox"/> three months	\$ 950.00	\$475.00
<input type="checkbox"/> four months	\$1,480.00	\$740.00

Extension of time fee due with this request: **\$950.00**

If an additional extension of time is required, please consider this a Petition therefore.

If an additional extension of time is required, please consider this a Petition therefor.

4. Fee Payment

- ☐ Enclosed is a check in the amount of \$_____.
- ☒ The Commissioner is hereby authorized to charge the Deposit Account No. 50-0310 in the amount of **\$1720.00**, representing \$770.00 for the RCE filing fee and \$950.00 for three-month extension of time fee.

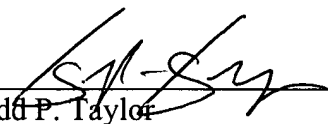
☒ **EXCEPT** for issue fees payable under 37 C.F.R. § 1.18, the Commissioner is hereby authorized by this paper to charge any additional fees during the entire pendency of this application including fees due under 37 C.F.R. §§ 1.16 and 1.17 which may be required, including any required extension of time fees, or credit any overpayment to Deposit Account 50-0310. This paragraph is intended to be a **CONSTRUCTIVE PETITION FOR EXTENSION OF TIME** in accordance with 37 C.F.R. § 1.136(a)(3).

Respectfully submitted,

MORGAN LEWIS & BOCKIUS LLP

Dated: June 17, 2004

By:


Todd P. Taylor
Reg. No. 48,513

CUSTOMER NO. 009629

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